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J.P. \$

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/731,666	12/08/2003	Shripad S. Bhagwat	10624-136-999

20583
JONES DAY
222 EAST 41ST STREET
NEW YORK, NY 10017

CONFIRMATION NO. 6368

FORMALITIES LETTER



OC000000012107685

Date Mailed: 03/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
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08/26/2004 AWONDAF1 00000081 503013 10731666

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*A copy of this notice **MUST** be returned with the reply.*

Z. Araya

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Express Mail No.: EV 452 773 179 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:
Leah Marie Gayo-Fung and Bernd M. Stein
Application No.: 10/731,666

Confirmation No.: 6368

Group Art Unit: 6368

Filed: December 8, 2003

Examiner: To Be Assigned

For: COMPOUNDS AND METHODS
FOR MODULATION OF
ESTROGEN RECEPTORS

Attorney Docket No.: 10624-136-999
(CAM No.: 700755-999135)

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NON-PROVISIONAL APPLICATION FILED UNDER 37 C.F.R. §1.53(b)**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Non-Provisional Application mailed on March 16, 2004 ("Notice") in connection with the above-identified application, Applicants respectfully submit herewith the following: (i) a Declaration executed by the inventors; (ii) a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) with provision for the required fee (in duplicate) for four (4) months from May 16, 2004 up to and including September 16, 2004; (iii) Power of Attorney by Assignee and Exclusion of Inventors Under 37 C.F.R. 3.71 with Statement Under 37 C.F.R. 3.73(b); and (iv) a copy of the Notice.

The surcharge required to be filed with the accompanying Declaration under 37 C.F.R. § 1.16(e) is \$130.00 as indicated in the Notice. Please charge such fee and any other fee(s) that may be required to Jones Day Deposit Account No. 50-3013. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Anthony M. Insogna, Reg. No. 35,203

Date: August 24, 2004

By: *Michael J. Bruner, Reg. No. 47,458*

By: Michael J. Bruner (Reg. No. 47,458)

For: Anthony M. Insogna (Reg. No. 35,203)

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Enclosures